

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, APRIL 26, 2005**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 19, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
  
- 2) **CLAIMS FOR REVIEW:**
  - A. County Sheriff - A payment voucher, dated March 22, 2005, payable to Jeffrey Bliemeister, in the amount of \$222.32. Payment includes \$100 for replacement of clothing destroyed during a homicide investigation while in Florida. There is not a provision in the Sheriff Deputy's contract to reimburse for ruined clothing.
  
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, April 26, 2005.
  
- 4) **PUBLIC HEARINGS:**
  - A. Comprehensive Plan Amendment 05002, by the Director of Planning, at the request of the Lincoln-Lancaster County Metropolitan Planning Organization (MPO), to amend the Mobility and Transportation element of the 2025 Lincoln-Lancaster County Comprehensive Plan, by upgrading existing U.S. Highway 77 to freeway standards from Interstate 80 to the planned South Beltway interchange south of Saltillo Road. (See New Business Item 6A for correlating documentation.)

<p style="text-align:center"><b>THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</b></p>
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- 5) **OLD BUSINESS:**
  - A. A grant contract with the Board of Regents, University of Nebraska-Center on Children, Families and the Law, to assist in the general operations of the Juvenile Court Improvement program, a project dedicated to improving the court and legal system for children, in the amount of \$2,000. Term of the grant contract is July 1, 2004 through June 30, 2005. (C-05-0163)

6) **NEW BUSINESS:**

- A. A resolution in the matter of Comprehensive Plan Amendment 05002, by the Director of Planning, at the request of the Lincoln/Lancaster County Metropolitan Planning Organization (MPO), to upgrade existing U.S. Highway 77 to freeway standards from Interstate 80 to the planned South Beltway interchange south of Saltillo Road, as provided in Exhibit "A". (R-05-0049)
- B. A resolution denying County Change of Zone 04080 requesting a change of zone for property generally located at the northeast corner of Highway 2 and Highway 43 (South 162<sup>nd</sup> Street), from Ag Agricultural to I Industrial. (R-05-0050)
- C. A resolution authorizing the installation of four temporary "No Parking" signs at the following locations: two signs for southbound traffic on South 134<sup>th</sup> Street, one north and one south of the Isaac Walton Drive and two signs for northbound traffic on South 134<sup>th</sup> Street, one north and one south of the Isaac Walton Drive. (R-05-0051)
- D. A resolution in the matter of adopting procedures and standards for administrating liquor license applications in Lancaster County, Nebraska. (R-05-0052)
- E. An interlocal agreement with the City of Waverly for two Sheriff's Deputies to provide law enforcement services within the corporate limits of the City of Waverly. Term of the agreement is July 1, 2005 to June 30, 2006. The County will be reimbursed up to \$142,320.23. (C-05-0220)
- F. A letter agreement with Milliman for a request for proposal (RFP) for the County's medical benefit plan. Milliman currently provides consulting services for the County medical and dental employee benefit plans under County contract number C-04-0345. The RFP project began in mid-February, 2005 with a planned completion date of July 1, 2005. The County will pay \$8,666.67 for the services and receive a letter style report with attached exhibits showing Milliman's analysis, calculations and recommendations. (C-05-0221)
- G. An agreement and addendum number one with AdvancePCS Health, L.P. to participate in the National Association of Counties (NACo) Prescription Drug Discount Card Program. The County will not be charged for such service, rather AdvancePCS will retain 100 percent of the rebates collected from manufacturers as reasonable compensation for its services. (C-05-0223)

6) **NEW BUSINESS CONTINUED:**

- H. A change order supplemental agreement with L.J. Webb Contractor, Inc. for Project 05-29, which is for culvert replacement and maintenance. The original contract was approved on March 22, 2005. The change order will increase the contract amount by an additional \$510. (C-05-0224)
- I. An agreement between Skate Zone and Lancaster County, on behalf of Families First and Foremost, to rent the skating rink on May 17, 2005 from 6 p.m. to 9 p.m. as part of "May is Mental Health Month". The County will pay \$350 to rent the skating rink. (C-05-0225)
- J. An agreement between the Lancaster County Engineering Department and Capital Appraisal Company, in the amount of \$3,500, to provide the County an appraisal consisting of two copies of the individual Parcel Reports in connection with the acquisition of right-of-way for Project C55-W-403(2), Southwest 2<sup>nd</sup> Street and Panama Road. (C-05-0226)
- K. Renewal of a maintenance agreement with Environmental Systems Research Institute Inc. (ESRI) for ARC/Info software used by the County Engineering Department and the County Assessor/Register of Deeds office for their Geographic Information System (GIS), in the amount of \$14,534.25. The agreement covers technical support, software upgrades and User Conference registrations requested by the County Assessor/Register of Deeds office and the County Engineering Department. Term of the agreement is July 21, 2005 through July 20, 2006. (C-05-0234)
- L. An amendment to an agreement with BryanLGH Medical Center under County contract number C-03-0351 for professional nursing services for the Lancaster County Community Mental Health Center (CMHC). The County has notified BryanLGH that it no longer wishes to contract for the services of two registered nurses assigned at CMHC's outpatient clinic. As a result, the parties wish to amend the responsibilities section. (C-05-0222)
- M. Recommendation from the Purchasing Agent and the Lancaster County Engineering Department to award a bid for concrete pavement repair (Project 05-19) to Pavers, Inc., in the amount of \$33,071. (B-05-0016)
- N. Recommendation from the Purchasing Agent and the Lancaster County Engineering Department to award a bid for asphaltic concrete resurfacing and paving (Project 05-32) to Dobson Brothers Construction, in the amount of \$1,030,443.02. (B-05-0017)

6) **NEW BUSINESS CONTINUED:**

- O. Recommendation from the Purchasing Agent and the Lancaster County Engineering Department to reject all bids for grading construction (Project 05-43). The bids were approximately 40 percent higher than the estimated cost, making the project over budget if awarded. (B-05-0018)
- P. Allowance Modification Number Three with Progressive Construction to add area drains on the south side of the building in connection with the Lancaster County vehicle storage facility. The Contingency/Discovery Allowance will be **decreased** by \$5,407.36. (C-05-0235)
- Q. Allowance Modification Number Four with Progressive Construction Company to add telephone cabling in the bidding in connection with the Lancaster County vehicle storage facility. The Contingency/Discovery Allowance will be **decreased** by \$347.50. (C-05-0236)
- R. A political subdivision tort claim filed against the Corrections Department by Devon Michael for lost property, in the amount of \$300.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Receive and Place on File:
  - 1. Lincoln City Libraries Director's Report for March, 2005.
  - 2. Municipal Code of the City of Waverly, Nebraska - Ordinance 83-1.
- B. Setting of public hearings for Tuesday, May 10, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
  - 1. County Special Permit 04070, Whitetail Run Community Unit Plan, requested by Brian D. Carstens and Associates on behalf of Full House, L.L.C., for nine residential acreage units, with associated waiver requests, on property generally located northwest of the intersection of Southwest 14<sup>th</sup> Street and West Bennet Road in Lancaster County, Nebraska.

7) **CONSENT ITEMS CONTINUED:**

2. County Preliminary Plat 04032, Whitetail Run, requested by Brian D. Carstens and Associates on behalf of Full House, L.L.C., for nine residential acreage lots with associated waiver requests, on property generally located northwest of the intersection of Southwest 14<sup>th</sup> Street and West Bennet Road in Lancaster County, Nebraska.
- C. Setting of a public hearing for Tuesday, May 24, 2005 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager for Jason Lee Meininger in connection with an application for a Class B (Beer Off Sale) and a Class I (Bottle Club) liquor license for Hidden Valley Estates L.L.C. d/b/a Hidden Valley Golf Course, located at 10501 Pine Lake Road, Lancaster County, Nebraska.
- D. A leasehold contract relating to road improvements between the Lancaster County Engineering Department and Ron Dienert, in the amount of \$10, at approximately West Adams and Northwest 70<sup>th</sup> Streets; Project C55-M-407(1). (C-05-0227)
- E. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:
- ▶ Norma J. and Harvey B. Dougherty and Timothy A. Dougherty, in the amount of \$1,136.75, approximately one-half mile east of the intersection at Southwest 2<sup>nd</sup> Street and Panama Road; Project C.P. W-113. (C-05-0228)
  - ▶ Joe F. Feiler, Jr. and Phyllis M. Feiler, in the total amount of \$3,288, on Northwest 27<sup>th</sup> Street from West Alvo Road to Waverly Road; Project C55-F-415(3). (2 contracts) (C-05-0229 and C-05-0230)
  - ▶ Charles Wiechert, Trustee, in the total amount of \$11,797.75, at approximately West Adams and Northwest 70<sup>th</sup> Streets; Project C55-M-407(1). (3 contracts) (C-05-0231 through C-05-0233)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

Public comment on items not on today's agenda are welcomed at this time. Each speaker is limited to five minutes.

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 28, 2005, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.

9) **ANNOUNCEMENTS CONTINUED:**

- B. A public hearing will be held on Tuesday, May 3, 2005 at 1:30 p.m. in the County Commissioners Room, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager from Kim McKay and a Class I (Bottle Club) liquor license for SKM Enterprises, Inc. d/b/a Castaways Bar & Grill on Branched Oak, located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska.
- C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40<sup>th</sup> Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.
- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

**NOTE:** Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.**

**AGENDA**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, APRIL 26, 2005**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS**  
**MEETING**

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 19, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

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- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 197 additions and deductions to the tax assessment rolls per Exhibit A.

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Food Bank of Lincoln, Inc.  
Grace Lutheran Church

- 4) **ADJOURNMENT:**

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